(i) grant of second instalment of Interim Relief;

(ii) merger of further portion of Dearness Allowance with pay. These demans were discussed in the meeting of National Council (JCM) held on 26.11.94. A consensus was reached that Government will be moved to request the 5th Central Pay Commission to look into the demands of the Staff Side relating to grant of second instalment of interim relief and merger of a portion of dearness allowance with pay.

The Government have made the necessary reference to the Pay Commission on 12.1.95.

(c) No, Sir.

(d) Does not arise.

(e) The Pay Commission is expected to submit its Report as soon as feasible.

**Recovery of debts due to banks and Financial Institutions**

4383. SHRI GURUDAS DAS GUPTA:

SHRI CHATURANAN MISHRA:

Will the Minister of FINANCE be pleased to state:

(a) whether it is a fact that the Delhi High Court has quashed Government notification for setting up a Debt Recovery Tribunal in Delhi under the Recovery of Debts due to Banks and Financial Institutions Act ,1993; and

(b) if so, the details and Government's reaction thereto?

THE MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI M. V. CHANDRASHEKARA MURTHY): (a) and (b) Yes Sir, The Hon'ble Delhi High Court in its orders dated 10.3.95 has quashed the notification dated 5th July, 1994 constituting the Debts Recovery Tribunal Delhi under the Recovery of Debts Due to Banks and Financial Institutions Act, 1993 mainly on the grounds that the Act is unconstitutional as it erodes the independence of Judiciary and is irrational, discriminatory, unreasonable arbitrary and is violative of Article 14 the the Constitution.

Government Has filed an SLP before the Hon'ble Supreme Court against the orders passed by the Delhi High Court. The Hon'ble Supreme Court in its order dated 21.4.95 has admitted the SLP and stayed the orders passed by the Delhi High Court.

**सार्वजनिक क्षेत्र के उपक्रमों के शेयरों को बेचकर एकत्रित की गई राशि**

4384. **श्रीमती सुषमा स्वराज:**
**श्री राम जेठमलानी :**

क्या वित्त मंत्री यह बताने की कृपा करेंगे कि :

(क) क्या यह सच है कि सरकारी क्षेत्र में संचालित अनेक संस्थानों के शेयर खुले बाजार में बेचकर अतिरिक्त राशि प्राप्त करने का लक्ष्य सरकार द्वारा निर्धारित किया गया था ;

(ख) यदि हां, तो वर्ष 1993-94 में यह लक्ष्य क्या था और क्या इसे प्राप्त कर लिया गया है ;

(ग) यदि नहीं, तो वर्ष 1993-94 के दौरान सार्वजनिक क्षेत्र के उपक्रमों के शेयर बेचकर कुल कितनी राशि प्राप्त की गई है ;

(घ) क्या यह भी सच है कि उक्त लक्ष्य को प्राप्त नहीं करने का प्रमुख कारण शेयर बेचने हेतु अपनाई गई क्रियाविधि थी ;